



City of Racine

City Hall
730 Washington Ave.
Racine, WI 53403
www.cityofracine.org

Meeting Minutes - Final

Common Council

*Mayor John T. Dickert, Alderman Jeff Coe,
Alderman Mollie Jones, Alderman Michael Shields,
Alderman Jim Kaplan, Alderman Steve Smetana,
Alderman Sandy Weidner,
Alderman Raymond DeHahn,
Alderman Q.A. Shakoor II,
Alderman Terry McCarthy, Alderman Dennis Wisner,
Alderman Mary Land, Alderman Henry Perez,
Alderman James Morgenroth,
Alderman Ronald Hart, Alderman Melissa Lemke*

Tuesday, February 2, 2016

7:00 PM

City Hall, Room 205

Alderman Hart asked to be excused from the meeting.

A. Call To Order

PRESENT: 14 - Coe, Jones, Shields, Kaplan, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wisner, Land, Perez, Morgenroth and Lemke

EXCUSED: 1 - Hart

B. Pledge of Allegiance To The Flag

Mayor Dickert led the Council in the Pledge of Allegiance to the Flag.

C. The Unsung Hero Award

The Unsung Hero Award was presented to Karri Hemmig who is the director of Racine Coalition against human trafficking.

D. Approval of Journal of Council Proceedings (Minutes)

A motion was made by Alderman Wisner, seconded by Alderman Shakoor II, that this be Adopted. The motion PASSED by the following vote:

AYES: 15 - Coe, Jones, Shields, Kaplan, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wisner, Land, Perez, Morgenroth, Lemke and Dickert

EXCUSED: 1 - Hart

E. Public Comments

*The following people appeared to speak before the Common Council:
Brian Steven
George Meyer
John Marini*

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[0062-16](#)

Subject: Communication from the City Attorney submitting the claim of Joshua Ammon for consideration.

Recommendation of the Finance & Personnel Committee on February 8, 2016: That this claim of Joshua Ammon be denied.

Fiscal Notes: N/A

Referred to Finance and Personnel Committee

[0072-16](#)

Subject: Communication from the City Attorney submitting the claim of Enterprise Fleet Management Exchange for consideration.

Recommendation of the Finance & Personnel Committee on February 8, 2016: That this claim of Enterprise Fleet Management Exchange be denied.

Fiscal Notes: N/A

Referred to Finance and Personnel Committee

[0097-16](#)

Subject: Communication from the Purchasing Agent submitting the bids for Replacement Radio Communications Tower. (Res No. 0046-16)

Recommendation of the Finance & Personnel Committee on February 8, 2016: Bids for Official Notice #2-2016, Replacement of Radio Communications Tower, 800 Center St. be awarded to Wave Communications at their bid price of \$27,315.00, they being the lowest responsive, responsible bidder.

Fiscal Notes: Funds for this purchase are available in account 45031 57350, Police Department Communications.

Referred to Finance and Personnel Committee

[0098-16](#)

Subject: Communication from the Purchasing Agent asking permission to negotiate a new three year contract with Melrose Pyrotechnics for 4th of July fireworks. (Res No. 0047-16)

Recommendation of the Finance & Personnel Committee on February 8, 2016: The Purchasing Agent be instructed to negotiate a new three year contract with Melrose Pyrotechnics for the years 2016,

2017, and 2018.

Fiscal Notes: Funds for this expense are available in account 11202 53470.

Referred to Finance and Personnel Committee

Refer to Public Works and Services Committee, by Ald. Morgenroth

0071-16

Subject: Communication from Joan Simon, on behalf of the Eagle's Club, requesting permission to close the 300 block of Hamilton Street from 6:00 P.M. to 2:00 A.M. on Saturday, March 5, 2016, for the 24th annual Thoughts for Food fundraiser. (Res No. 0048-16)

Recommendation of the Public Works and Services Committee on 02-09-16: The owner of the Eagle's Club be granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 P.M., Saturday, March 5, 2016, to 2:00 A.M., Sunday, March 6, 2016, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$250 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

Further recommends that the Commissioner of Public Works, City Engineer and Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

Fiscal Note: There will be nominal costs to various City Departments, on a regular shift basis, to assist in implementing this event.

Referred to Public Works and Services Committee

[0087-16](#)

Subject: Change Order No. 1 on Contract 20150008, 2015 City Resurfacing (R1), Payne & Dolan, Inc., contractor. (Res No. 0057-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That Change Order No. 1 on Contract 20150008, 2015 City Resurfacing (R1), Payne & Dolan, Inc., contractor, as submitted, be approved in the amount of \$9,825.85.

Further recommends that funding to defray the cost of the change order be appropriated from the below Org-Objects:

- (\$ 26,356.82) - Org-Object 45040-57500, DPW Paving
- \$ 15,310.00 - Org-Object 60484-57570, Storm Sewers
- \$ 21,433.30 - Org-Object 22640-57560, Sanitary Sewers
- \$ 271.81 - Org-Object 40104-57500, Paving
- (\$ 832.45) - Org-Object 45050-57500, Parks-Paving
- \$ 9,825.85 - Total

Fiscal Note: Funds are available as herein delineated.

Referred to Public Works and Services Committee

Refer to Public Safety and Licensing Committee, by Ald. Coe

[0089-16](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Destiny Carter dba Destiny's Bar, 1444 Blake Avenue, Destiny Carter, Agent. (8th District)

Recommendation of the Public Safety and Licensing Committee on 02-09-16: That the (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Destiny Carter dba Destiny's Bar, 1444 Blake Avenue, Destiny Carter, Agent be deferred.

Fiscal Note: N/A

Referred to Public Safety and Licensing Committee

Refer to Committee of the Whole, by Ald. Wisner

[0075-16](#)

Subject: Communication from the City Engineer requesting an opportunity to appear before the Committee of the Whole to present a response from the Southeastern Wisconsin Regional Planning Commission (SEWRPC) concerning Resolution No. 14-0439, Relative to the Enhancement of Access to the Racine Central Business District and Environs.

Recommendation of the Committee of the Whole on 02-17-2016:
the Item be Received and Filed.

Fiscal Note: N/A

Referred to Committee of the Whole

Refer to Board of Parks, Recreation, and Cultural Services, by Ald. Land

[0007-16](#)

Subject: Ordinance 14-15. - Camping, business or entertainment permit

An ordinance to amend Sec. 70-83. - Camping, business or entertainment permit in Chapter 70, Article II, Division 3. - Director of Parks, Recreation and Cultural Services of the Municipal Code of the City of Racine, Wisconsin.

Recommendation of the Board of Parks, Recreation & Cultural Services on 2/10/16: That Ordinance 14-15 be adopted.

Fiscal Note: N/A

Referred to Board of Parks, Recreation, and Cultural Services

Refer to Cemetery Commission, by Ald. Weidner

[0022-16](#)

Subject: Communication from Alderman of the 6th District, requesting a change to ordinances 30-6 and 70-90 to permit leashed dogs in city cemeteries.

Recommendation of the Cemetery Commissioners on 2/15/16: To receive and file.

Fiscal Note: N/A

Referred to Cemetery Commission

Refer to Standing Joint Review Board, by Ald. Wisner

[0094-16](#)

Subject: Communication from Mayor John Dickert requesting the consideration of the creation of Tax Increment Financing District No. 19 for the Uptown area.

(Also refer to the City Plan Commission)

Referred to Standing Joint Review Board and City Plan Commission

[0095-16](#)

Subject: Communication from Mayor John Dickert requesting the consideration of the closure of Tax Increment District No. 16, Uptown.

(Also refer to the City Plan Commission)

Referred to Standing Joint Review Board and City Plan Commission

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[15-01011](#)

Subject: Communication from the City Attorney submitting the claim of W. Helmut Dahmen and Renate Dahmen for consideration.

Recommendation of the Finance & Personnel Committee on January 25, 2016: That the claim of W. Helmut Dahmen and Renate Dahmen be denied.

Fiscal Note: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a voice vote in consent.

[15-01028](#)

Subject: Communication from the City Attorney submitting the claim of Jesus Herrera for consideration.

Recommendation of the Finance & Personnel Committee on January 25, 2016: That the claim of Jesus Herrera be denied.

Fiscal Note: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a voice vote in consent.

[15-01029](#)

Subject: Communication from the City Attorney submitting the claim of Gregory Olsen for consideration.

Recommendation of the Finance & Personnel Committee on January 25, 2016: That the claim of Gregory Olsen be denied.

Fiscal Note: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a voice vote in consent.

[15-01100](#)

Subject: Communication from the City Attorney submitting the claim of United Services Automobile Association (P. Naseman) for consideration.

Recommendation of the Finance & Personnel Committee on

January 25, 2016: That the claim of United Services Automobile Association (P. Naseman) be denied.

Fiscal Note: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a voice vote in consent.

[15-01110](#)

Subject: Communication from the City Attorney submitting the claim of GEICO Casualty Company (Teresa & Steven Schnur) for consideration.

Recommendation of the Finance & Personnel Committee on January 25, 2016: That the claim of GEICO Casualty Company (Teresa & Steven Schnur) be denied.

Fiscal Note: N/A

Aldermna Kaplan requested that item 15-01110 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman Kaplan, that this Claim be Adopted. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wisner, Land, Perez, Morgenroth and Lemke

NOES: 1 - Kaplan

ABSENT: 1 - Hart

[0039-16](#)

Subject: Communication from the Department of City Development requesting to accept a \$4,000.00 grant from Associated Bank to be used for fair lending education. (Res No. 0027-16)

Recommendation of the Finance & Personnel Committee on January 25, 2015: The Mayor, City Clerk, and Interim Director of City Development be authorized to accept a \$4,000 in grant funds from Associated Bank, N.A. to be used in 2016 for fair lending education in accordance with the written grant agreement.

Fiscal Note: No match is required on the part of the City.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0046-16](#)

Subject: Communication from the City Administrator requesting authorization to waive the requirements of Res #07-0415, regarding the sale of City-owned property, and to transfer ownership of the vacant land at 1709 Main Street (PIN 276-00-00-16880-001) to Richard Vallee or his assign; said vacant land to be joined to the property at 1709 Wisconsin Avenue (PIN 276-00-00-17471-000) at no cost to the City. (Res No. 0028-16)

Recommendation of the Finance & Personnel Committee on January 25, 2016: The requirements of Res #07-0415, regarding the sale of City-owned property, be waived and ownership of the vacant land at 1709 Main Street (PIN 276-00-00-16880-001) be transferred to Richard Vallee or his assign; said vacant land to be joined to the property at 1709 Wisconsin Avenue (PIN 276-00-00-17471-000) at no cost to the City.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

Public Works and Services Committee Report, by Ald. Morgenroth

[15-01040](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer requesting approval of the Transportation Project Plat and acquisition of property in fee and temporary limited easements for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Avenue. (Res No. 0039-16)

Recommendation of the Public Works and Services Committee on 12-8-15: Defer

Recommendation of the Public Works and Services Committee on 01-26-16: That approval be granted for the Transportation Project Plat and acquisition of property in fee and temporary limited easements for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Avenue.

Fiscal Note: Funding for the fees and acquisition of the temporary limited easements is available in the 2016-2024 CIP budget.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0040-16](#)

Subject: Change Order No. 1 on Contract 20150019, Lake Michigan Pathway Phase III, Ray Hintz, Inc., contractor. (Res No. 0036-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That Change Order No. 1 on Contract 20150019, Lake Michigan Pathway Phase III, Ray Hintz, Inc., contractor, as submitted, be approved in the amount of \$25,832.31.

Further recommends that funding to defray the cost of the change order be appropriated from the below Org-Objects:

\$ 5,166.46 - Org-Object 45040-57550, DPW-Lake Michigan Pathway
\$20,665.85 - Org-Object 2031-57550, State's Share Like MI Pathway
\$25,832.31 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0041-16](#)

Subject: Final Payment on Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1), Stark Asphalt, contractor. (Res No. 0037-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That the work done by Stark Asphalt, under Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1), be accepted and final payment authorized for a total contract amount of \$2,407,229.65. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 14-0135, dated April 2, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0042-16](#)

Subject: Final Payment on Contract 51-13 (K3-056), PS-Spring Street/Washington Park Streambank Stabilization, AECOM, consultant. (Res No. 0038-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That the work done by AECOM, under Contract 51-13 (K3-056), PS - Spring Street/Washington Park Streambank Stabilization, be accepted and final payment authorized for a total contract amount of \$118,497.91.

Fiscal Note: Contract was authorized under Resolution 13-0297, dated July 16, 2013.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0043-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer submitting a list of Sidewalk, Sewer & Water Lateral and Sanitary Sewer to be included in the 2016 Public Hearings for 2017 construction. (Res No. 0035-16)

Recommendation of the Public Works and Services Committee on 01-26-16: A preliminary resolution be introduced for sidewalk, sewer & water lateral and sanitary sewer to be included in the 2016 Public Hearings for 2017 construction for the following streets:

Sidewalk

Barbara Drive - Cul-de-sac to Golf Avenue
Lombard Avenue - North Main Street to Chatham Street
North Osborne Blvd - Fairway Drive to Ravine Drive

Sewer & Water Lateral

DeKoven Avenue - Clark Street to Racine Street
Kewaunee Street - North Main Street to Chatham Street

Sanitary Sewer

DeKoven Avenue - Clark Street to Racine Street
Kewaunee Street - North Main Street to Chatham Street

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED.

[0044-16](#)

Subject: Final Payment on Contract 54-14 (K4-054), PS - Roof Management Program, IRS, Inc., consultant. (Res No. 0029-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That the work done by IRS, Inc., under Contract 54-14 (K4-054), PS - Roof Management Program, be accepted and final payment authorized for a total contract amount of \$18,475.

Fiscal Note: Contract was authorized under Resolution 14-0506, dated December 16, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0045-16](#)

Subject: Final Payment on Contract 49-14 (K4-049), PS - Fire Station Museum Window Replacement, IRS, Inc., consultant. (Res No. 0030-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That the work done by IRS, Inc., under Contract 49-14 (K4-049), PS - Fire Station Museum Window Replacement, be accepted and final payment authorized for a total contract amount of \$3,290.

Fiscal Note: Contract was authorized under Resolution 14-0389, dated October 7, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0053-16](#)

Subject: Final Payment on Contract 22-14 (K4-22), PS-Pershing Drive/Sam Myers/Parking Lot Project, AECOM, consultant. (Res No. 0031-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That the work done by AECOM, under Contract 22-14 (K4-022), PS - Pershing Drive/Sam Myers/Parking Lot Project, be accepted and final payment authorized for a total contract amount of \$103,031.

Fiscal Note: Contract was authorized under Resolution 14-0147, dated April 2, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0054-16](#)

Subject: Final Payment on Contract 16-14 (K4-016), Harborside Remediation & Redevelopment, C.W. Purpero, Inc., contractor. (Res No. 0032-16 & Res No. 0056-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by C.W. Purpero, Inc., under Contract 16-14 (K4-016), Harborside Remediation & Redevelopment, be accepted and final payment authorized for a total contract amount of \$543,586.25. Final Payment to include retainage.

Further recommends that Res.0032-16 be amended to change the dollar amount of the final payment from \$537,334.00 to \$543,586.25.

Fiscal Note: Contract was authorized under Resolution 14-0136, dated April 2, 2014.

Alderman Weidner requested that item 0054-16 be considered separately.

A motion was made by Alderman Morgenroth, seconded by Alderman Kaplan, that this Communication be Referred for additional consideration to:. The motion PASSED by the following vote:

AYES: 14 - Coe, Jones, Shields, Kaplan, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wiser, Land, Perez, Morgenroth and Lemke

ABSENT: 1 - Hart

[0055-16](#)

Subject: Final Payment on Contract 14-12 (K2-015), PS - Door Replacement at Festival Hall, Memorial Hall and City Hall, Industrial

Roofing Services, Inc., consultant. (Res No. 0033-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That the work done by Industrial Roofing Services, Inc., under Contract 14-12 (K2-015), PS - Door Replacement at Festival Hall, Memorial Hall and City Hall, be accepted and final payment authorized for a total contract amount of \$14,750.

Fiscal Note: Contract was authorized under Resolution 12-2968, dated February 22, 2012.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0056-16](#)

Subject: Final Payment on Contract 23-14 (K4-023), PS - City Hall Annex Boiler Upgrade, Angus Young, consultant. (Res No. 0034-16)

Recommendation of the Public Works and Services Committee on 01-26-16: That the work done by Angus Young, under contract 23-14 (K4-023), PS - City Hall Annex Boiler Upgrade, be accepted and final payment authorized for a total contract amount of \$17,200.

Fiscal Note: Contract was authorized under Resolution 14-0138, dated April 2, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

City Plan Commission Report, by Ald. Wisner

[0064-16](#)

Subject: (Direct Referral) A request by James Kennedy, representing The Benjamin Beer Company, Inc., for a conditional use permit to operate a brewery at 507 Sixth Street. (PC-16) (Res No. 0040-16)

Recommendation of the City Plan Commission on 1-27-16: That the request be approved subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a voice vote in consent.

Housing Loan Board Report, by Ald. Land

[0059-16](#)

Subject: (Direct Referral) A request by the Interim Director of City Development to accept the offer of Twin Properties LLC, to purchase 1547 S. Memorial Drive, a property received through foreclosure action. (Res No. 0041-16)

Recommendation of the Loan Board of Review on January 21, 2016: To approve the request by the Interim Director of City Development to accept the offer to purchase 1547 S. Memorial Drive by Twin Properties LLC.

Fiscal Note: This property was received through a foreclosure action. The City will receive \$32,750 in proceeds from the sale, minus commissions and closing costs. Funds to be returned to CDBG loan fund account #20404.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

Office of the Mayor Report, by Ald. Wisner

[0073-16](#)

Subject:Communication from Mayor Dickert nominating an appointment to the following board:

Appoint Brian F. O'Connell, AICP 2326 North Main Street, Racine 53402 to the Zoning Board of Appeals to a three year term, expiring April, 2019.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

Wastewater Commission Report, by Ald McCarthy

[0036-16](#)

Subject: Amendments to the Household Hazardous Waste (HHW) Agreements to Reflect 2016 Approved Charges. (Res No. 0042-16)

Recommendation of the Wastewater Commission on 1/26/16: That Mayor Dickert and the City Clerk be authorized to sign amendments to the Household Hazardous Waste Agreement with participating surrounding communities.

Recommendation of the Finance & Personnel Committee on 2/8/16: That Mayor Dickert and the City Clerk be authorized to sign amendments to the Household Hazardous Waste Agreement with participating surrounding communities.

Fiscal Note: The Household Hazardous Waste rate has been changed from \$3.60 to \$4.40 for 2016.

A motion was made that this Communication be Referred to the Finance and Personnel Committee. The motion was APPROVED on a voice vote in consent.

H. Consent Resolutions

[Res.0027-16](#)

Grant for Fair Lending Education

Resolved, that the Mayor, City Clerk, and the interim Director of City Development are authorized to accept \$4,000.00 in grant funds from Associated Bank, N.A. to be used in 2016 for fair lending education in accordance with the written grant agreement.

Fiscal Note: No match is required on the part of the City.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0028-16](#)

Transfer Ownership of 1709 Main Street

Resolved, that the requirements of Res #07-0415, regarding the sale of City-owned property, is waived and ownership of the vacant land at 1709 Main Street (PIN 276-00-00-16880-001) shall be transferred to Richard Vallee or his assign; said vacant land to be joined to the property at 1709 Wisconsin Avenue (PIN 276-00-00-17471-000) at no cost to the City.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0029-16](#)

Final Payment on Contract 54-14 (K4-054), PS - Roof Management Program

Resolved, that the work done by IRS, Inc., under Contract 54-14 (K4-054), PS - Roof Management Program, is accepted and final payment authorized for a total contract amount of \$18,475.00.

Fiscal Note: Contract was authorized under Resolution 14-0506, dated December 16, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0030-16](#)

Final Payment on Contract 49-14 (K4-049), PS - Fire Station Museum Window Replacement

Resolved, that the work done by IRS, Inc., under Contract 49-14

(K4-049), PS - Fire Station Museum Window Replacement, is accepted and final payment authorized for a total contract amount of \$3,290.00.

Fiscal Note: Contract was authorized under Resolution 14-0389, dated October 7, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0031-16](#)

Final Payment on Contract 22-14 (K4-22), PS-Pershing Drive/Sam Myers/Parking Lot Project

Resolved, that the work done by AECOM, under Contract 22-14 (K4-022), PS - Pershing Drive/Sam Myers/Parking Lot Project, is accepted and final payment authorized for a total contract amount of \$103,031.00.

Fiscal Note: Contract was authorized under Resolution 14-0147, dated April 2, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0032-16](#)

Final Payment on Contract 16-14 (K4-016), Harborside Remediation & Redevelopment

Resolved, that the work done by C.W. Purpero, Inc., under Contract 16-14 (K4-016), Harborside Remediation & Redevelopment, is accepted and final payment authorized for a total contract amount of \$537,334.00. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 14-0136, dated April 2, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0033-16](#)

Final Payment on Contract 14-12 (K2-015), PS - Door Replacement at Festival Hall, Memorial Hall and City Hall

Resolved, that the work done by Industrial Roofing Services, Inc., under Contract 14-12 (K2-015), PS - Door Replacement at Festival Hall, Memorial Hall and City Hall, is accepted and final payment is

authorized for a total contract amount of \$14,750.00.

Fiscal Note: Contract was authorized under Resolution 12-2968, dated February 22, 2012.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0034-16](#)

Final Payment on Contract 23-14 (K4-023), PS - City Hall Annex Boiler Upgrade

Resolved, that the work done by Angus Young, under contract 23-14 (K4-023), PS - City Hall Annex Boiler Upgrade, is accepted and final payment authorized for a total contract amount of \$17,200.00.

Fiscal Note: Contract was authorized under Resolution 14-0138, dated April 2, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0035-16](#)

Preliminary - Ten (10) Year Benefits and Damages

RESOLVED, by the Common Council of the City of Racine, Wisconsin:

1. The Common Council hereby declares its intention to exercise its power under § 66.0703, Wis. Stat., to levy special assessments upon property within the following described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides:

Sidewalk

- Barbara Drive** - Cul-de-sac to Golf Avenue
- Lombard Avenue** - North Main Street to Chatham Street
- North Osborne Blvd.** - Fairway Drive to Ravine Drive

Sewer & Water Lateral

- DeKoven Avenue** - Clark Street to Racine Street
- Kewaunee Street** - North Main Street to Chatham Street

Sanitary Sewer**DeKoven Avenue** - Clark Street to Racine Street**Kewaunee Street** - North Main Street to Chatham Street

2. Said public improvement shall consist of **SIDEWALK, SEWER & WATER LATERAL, SANITARY SEWER.**

3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.

4. The assessments against any parcel may be paid in cash or in ten (10) annual installments.

5. The Commissioner of Public Works is directed to prepare a report consisting of:

a. Preliminary or final plans and specifications for said improvement.

b. An estimate of the entire cost of the proposed work or improvement.

c. An estimate, as to each parcel of property within the assessment district, of:

(1) The assessment of benefits to be levied.

(2) The damages to be awarded for property taken or damaged.

(3) The net amount of such benefits over damages or the net amount of such damages over benefits.

Upon completing such report, the Commissioner of Public Works is directed to file a copy thereof on the City Clerk's Office for public inspection.

6. Upon receiving the report of the Commissioner of Public Works, the City Clerk is directed to give a Class 1 notice of a public hearing on such report as specified in § 66.60(7), Wis. Stat.

The hearing shall be held at the Council Chambers in the City Hall at a time set by the Clerk in accordance with § 66.0703 (7)(a), Wis. Stat.

Fiscal Note: N/A

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0036-16](#)

Change Order No. 1 on Contract 20150019, Lake Michigan Pathway Phase III

Resolved, that Change Order No. 1 on Contract 20150019, Lake Michigan Pathway Phase III, Ray Hintz, Inc., contractor, as submitted, is approved in the amount of \$25,832.31.

Fiscal Note: Funding to defray the cost of the change order be appropriated from the below Org-Objects:

\$ 5,166.46 - Org-Object 45040-57550, DPW-Lake Michigan Pathway
\$20,665.85 - Org-Object 2031-57550, State's Share Like MI Pathway
\$25,832.31 - Total

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0037-16](#)

Final Payment on Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1)

Resolved, that the work done by Stark Asphalt, under Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1), is accepted and final payment authorized for a total contract amount of \$2,407,229.65. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 14-0135, dated April 2, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0038-16](#)

Final Payment on Contract 51-13 (K3-056), PS-Spring Street/Washington Park Streambank Stabilization

Resolved, that the work done by AECOM, under Contract 51-13 (K3-056), PS - Spring Street/Washington Park Streambank Stabilization, is accepted and final payment authorized for a total contract amount of \$118,497.91.

Fiscal Note: Contract was authorized under Resolution 13-0297, dated July 16, 2013.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0039-16](#)

Transportation Project Plat and Acquisition of Property for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Avenue

Resolved, that approval is granted for the Transportation Project Plat and acquisition of property in Fee and temporary limited easements for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Avenue.

Fiscal Note: Funding for the fees and acquisition of the temporary limited easements is available in the 2016-2024 CIP budget.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0040-16](#)

Brewery at 507 Sixth Street

Resolved, that the request by James Kennedy, representing the Benjamin Beer Company, Inc., for a conditional use permit to operate a brewery at 507 Sixth Street is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission at the January 27, 2016 meeting be approved subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and required permits acquired.
- c. That no more than 1,000 barrels of beer may be produced in a calendar year.
- d. That the hours of operation shall be 11:00 a.m. to 1:00 a.m. daily.
- e. That all trash and recyclables shall be stored indoors at all times before pick up.
- f. That signage is not approved with this submittal.
- g. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission, and no major change be made from the conditions of this permit without the approval of the

Common Council.

h. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Dennis Wisner

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0041-16](#)

Twin Properties, LLC Purchase of 1547 S. Memorial Drive

Resolved, that the request by the Interim Director of City Development to accept the offer to purchase 1547 S. Memorial Drive by Twin Properties LLC is approved.

Further resolved, that the Mayor, the City Clerk, and the Interim Director of City Development are authorized to execute any documents necessary to complete the sale.

Fiscal Note: This property was received through a foreclosure action. The City will receive \$32,750.00 in proceeds from the sale, minus commissions and closing costs. Funds to be returned to CDBG loan fund account #20404.

Sponsors: Mary Land

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

I. Council Vote on Consent Agenda Items (Communication, Committee Reports, Resolutions)

Council Action on Consent Agenda Items

A motion was made by Alderman Dennis Wisner, seconded by Alderman Q.A. Shakoor II, that this Report be Adopted. This report was Adopted by the following vote:

AYES: 14 - Coe, Jones, Shields, Kaplan, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wisner, Land, Perez, Morgenroth and Lemke

ABSENT: 1 - Hart

J. Adjourn

Alderman Shakoor made a motion to adjourn the meeting, which was APPROVED without objection, at 7:51PM. The next scheduled meeting of the Council is Wednesday February 17th, 2016.

**ATTEST: JANICE JOHNSON-MARTIN
CITY CLERK**